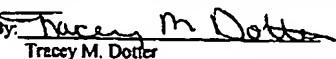


1814

REQUEST FOR REFUND UNDER 37 C.F.R. §1.26

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. 571-273-6500) on January 22, 2008.

2 pages submitted

By: 
Tracey M. Dotter

101796,659

Mail Stop 16
Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

We note our deposit account, number 50-3581, with the U.S. Patent and Trademark Office, was erroneously charged. We have provided copies of the deposit account statements noting the error that on 11/7/2007 there is an unauthorized charge of \$130.00 for U.S. Serial No. 10/796,569.

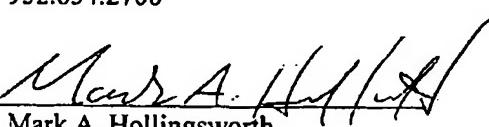
After reviewing the above matter in public PAIR, we have confirmed that this matter is not being handled by our office. It also does not appear Deposit Account No. 50-3581 was listed for on any paper for this matter. Further, even if the document erroneously listed Deposit Account No. 50-3581 the signatory is not an authorized user of Deposit Account No. 50-3581.

Applicant respectfully requests a credit to Deposit Account 50-3581 in the amount of \$130.00. If the Office believes it necessary or helpful, the Office is invited to contact the undersigned attorney to discuss any issues related to this matter.

Respectfully submitted,

HOLLINGSWORTH & FUNK, LLC
8009 34th Avenue South, Suite 125
Minneapolis, MN 55425
952.854.2700

By


Mark A. Hollingsworth
Reg. No.: 38,491

Deposit Account Statement



**United States
Patent and
Trademark Office**

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Deposit Account Statement

Requested Statement Month:	November 2007
Deposit Account Number:	503581
Name:	HOLLINGSWORTH & FUNK LLC
Attention:	TRACEY DOTTER
Street Address 1:	8009 34TH AVE SOUTH
Street Address 2:	SUITE 125
City:	MINNEAPOLIS
State:	MN
Zip:	55425
Country:	UNITED STATES

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEES CODE	AMT	BAL
11/01 23	10465517	GUID.118PA	1801	\$810.00	\$10,891.00
11/01 27	10701158	NOKM.087PA	1801	\$810.00	\$10,081.00
11/01 36	10786859	GUID.150DIV4	1801	\$810.00	\$9,271.00
11/01 37	10784323	GUID. 150DIV3	1801	\$810.00	\$8,481.00
11/01 38	10784151	GUID.150DIV2	1801	\$810.00	\$7,651.00
11/01 108	81001030	VMC.050.P1	1005	\$210.00	\$7,441.00
11/01 58	10304778	KOLS.014PA	1814	\$130.00	\$7,311.00
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11/01 290	11980041	KOL.243.US	1011	\$310.00	\$6,191.00
11/01 291	11980041	KOL.243.US	1111	\$510.00	\$5,581.00
11/01 292	11980041	KOL.243.US	1311	\$210.00	\$5,471.00
11/01 293	11980041	KOL.243.US	1201	\$420.00	\$5,051.00
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11/05 1547	E-REPLENISHMENT		8203	-\$15,000.00	\$17,841.00
11/05 65	10156652	WOKM.006PA	1801	\$810.00	\$17,131.00
11/05 44	09854627	13358.3USU1	1801	\$810.00	\$16,321.00
11/05 46	10851831	WRI-128D1	1801	\$810.00	\$15,511.00
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11/08 14	11012433	GUID.180PA	1252	\$480.00	\$13,691.00
11/08 4	10804476	GUID.628PA	1814	\$130.00	\$13,561.00
11/07 50	10813581	NOKM.094PA	1251	\$120.00	\$13,441.00
11/07 2	10784589	SAIGOH C-312	1814	\$130.00	\$13,311.00 unauthorizcd
11/08 5	10132093	GUID.016US01	1202	\$300.00	\$13,011.00
11/08 62	09503362	NKM.181.A1	1501	\$1,440.00	\$11,571.00
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11/08 64	09520825	KUEC.300US01	2501	\$720.00	\$10,551.00

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TERMINAL DISCLAIMER TO OBVIAE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATIONDocket Number (Optional)
GUID.150DIV4

In re Application of: Kramer

Application No.: 10/794,659

Filed: March 5, 2004

For: Methods and Systems for Promoting Ventricular Pacing

The owner*, Cardiac Pacemakers, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/794,151, filed on March 5, 2004, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

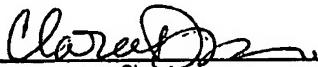
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that any such patent, granted on the pending reference application, expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. The undersigned is an attorney or agent of record. Reg. No. 50,495



Signature

10/29/2007

Date

Clara Davis

Typed or printed name

952,854,2700

Telephone Number

- Terminal disclaimer fee under 37 CFR 1.20(d) is included.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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10/29/2007 CCHAU1 00000017 503581 10794659

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Adjustment Date: 02/07/2008 SDIRETA1
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TERMINAL DISCLAIMER TO OBTAIN A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION

Docket Number (Optional)
GUID.150DIV4

In re Application of: Kramer
66
Application No.: 10/794,659

Filed: March 5, 2004

For: Methods and Systems for Promoting Ventricular Pacing

The owner, Cardiac Pacemakers, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/794,323, filed on March 5, 2004, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173, of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that any such patent granted on the pending reference application expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. The undersigned is an attorney or agent of record. Reg. No. 50,495

Signature

10/29/2007

Date

Clara Davis

Typed or printed name

952,854,2700
Telephone Number

- Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

10/29/2007 CCHAU1 00000017 503581 10794659

01 FC:1814 130.00 DA

Adjustment date: 02/07/2008 SDIRET01
10/29/2007 CCHAU1 00000017 503581 10794659
02 FC:1814 130.00 CR

02/07/2008 SDIRET01 00000010 503581 10794659

02 FC:1814 130.00 DA



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant:
Serial No.:
Filed:

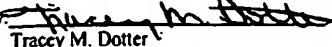
KRAMER et al.
10/796,659
March 5, 2004

Examiner:
Group Art Unit:
Docket No.:

Evanisko, G.
3762
GUID.150DIV4

Title: **METHODS AND SYSTEMS FOR PROMOTING VENTRICULAR PACING**

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the papers, as described herein, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 24, 2007.

By: 
Traczy M. Dotter

TERMINAL DISCLAIMER UNDER 37 C.F.R. §1.321(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The Applicant hereby submits the enclosed terminal disclaimer under 37 C.F.R. §1.321(c) in connection with the above-identified patent application. Authorization is given to charge Deposit Account No. 50-3581 (GUID.150DIV4) any necessary fees for this filing.

If the Examiner believes it necessary or helpful, the Examiner is invited to contact the undersigned attorney at the number below to discuss any issues related to this case.

Respectfully submitted,

HOLLINGSWORTH & FUNK, LLC
8009 34th Avenue South, Suite 125
Minneapolis, MN 55425
952.854.2700

Date: 10/29/2007

By: 

Clara Davis
Reg. No. 50,495